1 UNITED STATES DISTRICT COURT 2 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 3 CRICKET COMMUNICATION, INC., 4 Plaintiff(s), 5 NO. C08-908MJP v. 6 ORDER ON TRIAL SCHEDULE HIPCRICKET, INC., 7 Defendant(s). 8 9 The above-entitled Court, having received and reviewed: 10 Response by Defendant Hipcricket, Inc. (Dkt. No. 66) 11 2. Response by Plaintiff Cricket Communications, Inc. (Dkt. No. 67) 12 and all exhibits and declarations attached thereto, makes the following ruling: 13 IT IS ORDERED that the trial date in this matter will be scheduled for May 4, 2009. An 14 amended trial schedule will be forthcoming. 15 The Court notes that May 4, 2009 was the date originally suggested by the parties in their Join 16 Status Report of August 1, 2008 (Dkt. No. 50), and that Plaintiff's counsel is not scheduled to be out 17 of the country until the middle of May 2009 (by which time the trial – estimated by the parties to take 18 5-7 days – will be concluded). 19 20 The clerk is directed to provide copies of this order to all counsel of record. 21 Dated: October 17, 2008 22 Walshuf Helens 23 24 Marsha J. Pechman U.S. District Judge 25 ORDER ON

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